

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION

U.S. DISTRICT COURT  
N.D. OF ALABAMA

JEFFERY CARL HORNE,

Plaintiff,

vs.

COMMISSIONER MICHAEL HALEY,  
et al.,

Defendants.

CV 00-H-1492-NE

**ENTERED**

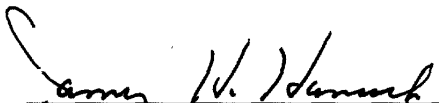
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MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on October 2, 2000, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b)(1) for failing to state a claim upon which relief may be granted. No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

DATED this 1<sup>st</sup> day of November, 2000.

  
JAMES H. HANCOCK  
UNITED STATES DISTRICT JUDGE

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